

DECISION NO. 32545

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 PACIFIC GAS AND ELECTRIC COMPANY, a  
 corporation, for an order of the  
 Railroad Commission of the State of  
 California authorizing it to enter  
 into a certain agreement with LAKE  
 ALTA RESIDENTIAL ASSOCIATION in  
 words and figures as written in the  
 form therefor which is annexed  
 hereto.

*Original*  
 Application No. 23068

BY THE COMMISSION:

ORDER

In this application Pacific Gas and Electric Company, a corporation, asks for authority to enter into an agreement with Lake Alta Residential Association for the sale and diversion of such quantity of excess water as the Pacific Gas and Electric Company may have available in the Lake Alta reservoir. Deliveries are to be made at or near the reservoir and the flow is not to exceed two (2) miner's inches.<sup>1</sup> The agreement is to be effective for a period of one year and thereafter until terminated at the election of either party.

It is stated in the application that the water to be diverted under the agreement herein is surplus water not dedicated to public use and is in excess of that required by the Pacific Gas and Electric Company to meet its requirements in hydro electric power production and service to its regular irrigation and domestic consumers.

(1) A miner's inch for the purpose hereof shall mean a continuous flow of water equivalent to 1.5 cubic feet per minute.

IT IS HEREBY ORDERED that Pacific Gas and Electric Company, a corporation, be and it is hereby authorized to enter into an agreement for the sale and delivery of excess water to Lake Alta Residential Association, a California association, under the terms and conditions substantially as set forth in Exhibit "A" of Exhibit No. 1 which is attached to the application herein and made a part hereof by reference. The amounts and the period of diversion provided therein are at all times to be subject to the authority of the Commission in the exercise of its jurisdiction.

IT IS HEREBY FURTHER ORDERED that said proposed agreement be modified to be effective for a period of not more than two years, and from month to month thereafter for a period not exceeding six months.

IT IS HEREBY FURTHER ORDERED that Pacific Gas and Electric Company, a corporation, file with this Commission, within sixty (60) days from the date of this Order, two certified copies of this agreement as finally consummated.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 15<sup>th</sup> day of February, 1940.

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*James P. Dineen*  
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*Robert B. ...*  
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*W. K. ...*  
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COMMISSIONERS.